

Attorney Docket No.: **BRIT-019/01US**

**PATENT**

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Date of Deposit: September 29, 2004

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: *FINLAY et al.*

Serial No.: 10/039,760 Examiner: Shahnan-Shah, Khatol S.

Confirmation No.: 9198 Art Unit: 1645

Filed: January 3, 2002

For: **ENTEROHEMORRHAGIC ESCHERICHIA COLI VACCINE**

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Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT AND  
RE-SUBMISSION OF "AMENDMENT TO THE CLAIMS" SECTION  
FROM PREVIOUS AMENDMENT FILED AUGUST 7, 2004**

Dear Sir or Madam:

This paper is being filed in response to the Notice of Non-Complaint Amendment dated September 16, 2004. The period of time for responding to the Notice is set to expire October 16, 2004.

The Notice of September 16 indicates that "[o]nly the section ... of the amendment document containing the omission or non-compliant provision must be resubmitted (in its entirety), e.g., the entire "Amendment to the claims" section of applicant's amendment document must be re-submitted" (first paragraph of Notice). Attached as separate pages, numbered in the same manner as the previous submission, is the requested "Amendments to the claims" section. A notation indicating that claims 1-32 were previously cancelled is now included. No other changes are present.

Application Serial No. 10/039,760  
Office Action dated March 5, 2004

**Change of Correspondence Address**

A separate paper is being submitted to change the address for future correspondence and to withdraw from representation. Included with the papers filed is a copy of correspondence from our client asking that this matter be transferred to the indicated attorney, as the attorney previously handling this matter at the present firm is no longer with us.

**Conclusion**

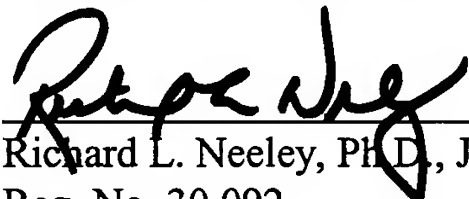
Applicant respectfully requests that a timely Notice of Allowance be issued in this case.

Dated: September 29, 2004

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Respectfully submitted,  
COOLEY GODWARD LLP

By:

  
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Reg. No. 30,092

## **ATTACHMENT**

The following pages are a re-submission of the "Amendment to the claims" section of the prior amendment of August 7, 2004, numbered in the same manner as in that amendment.